

CITY COUNCIL AGENDA

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 11/19/2015

Action Requested By:
Community
Development

Agenda Item Type
Ordinance

Subject Matter:

Property Assessment

Exact Wording for the Agenda:

Public Hearing on a Resolution authorizing the City Clerk-Treasurer to assess the cost of the cutting and removing of grass and weeds against certain properties.

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

The attached Resolution authorizes the assessments for the 39 properties listed. All procedural requirements for declaring, removing and billing the grass cutting and clean-up has been completed in accordance with The City of Huntsville Code of Ordinances, Chapter 27, Article III. As a result of nonpayment by a stipulated date, the property owner has also been notified that an assessment will be placed on the property at the November 19, 2015 City Council meeting, at which time he/she may appear to present any objections for the assessed

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: Micereese B. Jordan

Date: 11/6/2015

RESOLUTION NO: 15- _____

WHEREAS, the Director of Community Development for the City of Huntsville, Alabama, has executed all procedural requirements contained in the City of Huntsville Code of Ordinances, Chapter 27, Article III entitled "'Weeds and Overgrown Grass'"; and

WHEREAS, the Director of Community Development for the City of Huntsville, Alabama, has determined a nuisance to exist upon, in front of, or on property hereinafter more particularly identified; and

WHEREAS, the nuisance was subsequently removed by the City and the owner was mailed a copy of the report of cost of removal and notified by letter that an assessment would be placed against subject property for nonpayment of removal cost by a stipulated date; and

WHEREAS, it appears that all things necessary and proper have been done to make final the assessment against the property for the cost of abating the nuisance and that the stipulated date for payment of removal has expired on the property hereinafter described.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Huntsville, Alabama, that the City Clerk-Treasurer hereby assesses the cost of abating the nuisance against the described property listed in Attachment A of this Resolution in the amounts indicated; AND, that the City Clerk-Treasurer is hereby authorized, requested and directed to levy the amount of such assessments against the property indicated and to collect the same in the same manner as other assessments are collected.

BE IT FURTHER RESOLVED, by the City Council of the City of Huntsville, Alabama, that the Director of Community Development, or his/her appointed designee, is hereby authorized to file in the Office of the Judge of Probate of Madison County, Alabama, a lien instrument known as "Notice of Property Assessment, City of Huntsville - **Ordinance No. 86-294**" on all properties listed in Attachment A of this Resolution, in the amounts indicated plus any recording or filing fees and plus any legal late penalty fees as determined by the Division of Community Development of the City of Huntsville, Alabama.

ADOPTED this the 19th day of November, 2015.

President of the City Council
of the City of Huntsville, Alabama

APPROVED this the 19th day of November, 2015.

Mayor of the City of Huntsville, Alabama

RESOLUTION NO: 15-_____

Attachment A, Page 1

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Theopolis (Deceased) & Emma L. Watkins 2108 Atkins Dr., NW Huntsville, AL 35810	2108 Atkins Dr NW LOT 5 BLK 9 MEADOW HILLS PT A PPIN 5052	10-2-2015	\$219.74
Kimberly Thompson 2113 Atkins Dr., NW Huntsville, AL 35810	2113 Atkins Dr NW LOT 31 BL 8 MEADOW HILLS PT A PPIN 4933	9-30-2015	\$193.37
FNA NP, LLC 120 N LaSalle St. 29th Floor Chicago, IL 60602	4801 Aubrey Cir NW LOT 34 BL 5 RE S/D OF LOTS 34 & 35 BL 5 BLUE HAVEN 2ND ADD PB 6 PG 8 PPIN 2843	10-14-2015	\$193.37
Elea Marie Hanks 1122 Beirne Ave., NE Huntsville, AL 35801	1122 BEIRNE AVE NE LOT 8 & E 27 FT OF LOT 7 BL 69 EAST HUNTSVILLE ADD PB 1 PG 35 PPIN 13309	9-25-2015	\$222.30
Annie Lois Steele aka Annie Lois Baker 68750 Union St. White Pigeon, MI 49099	3010 BOSWELL DR NW LOT 35 BL 1 YARBROUGH ESTS 3RD ADD PPIN 11910	10-2-2015	\$219.74
Robert Watson 4006 Cloverdale Dr., NW Huntsville, AL 35805	4006 Cloverdale Dr NW LOT 14 BL 1 CLOVERDALE ADD PB 1 PG 242 PPIN 25722	10-23-2015	\$219.74

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Attachment A, Page 2

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Pantheon Tax Receivables, LP P. O. Box 54321 New Orleans, LA 70154	2816 COOSA CIR NW LOT 9 BL 3 CHEROKEE HILLS S/D 1ST ADD PB 14 PG 80 PPIN 28448	10-9-2015	\$193.37
Ying Fei Cheng 104 Cotton Boll Dr., NW Madison, AL 35757	104 COTTON BOLL DR NW LOT 23 PIKE FARMS SUBDIVISION PHASE 1 PPIN 514020	10-6-2015	\$224.34
J P Morgan Chase Bank, NA, as successor in interest to EMC Mortgage Corp. 2780 Lake Vista Dr. Lewisville, TX 75067	802 Crestline Rd NW LOT 13 BL 5 RE S/D OF LOTS 6 THRU 38 BL 1 & LOTS 13-29 BL 5 F K NOOJINS HILLDALE ADD PPIN 19790	10-8-2015	\$224.34
DALLAS HUNT, LLC. c/o McGriff Ind. Attn: Kristi Creel P.O. Box 1148 Cullman, AL 35056	1601 DALLAS ST NE LOT 1B RESUB. OF LOT 1 DALLAS MILL S/D PB # 20081126000735590 PPIN 107779	10-13-2015	\$261.94
Betty J. & Linzell Sykes 3021 Mountain Park Cir., NW Huntsville, AL 35810	2704 Dawson Cir NW LOT 14, BLOCK E, EASTBROOK MEADOWS, 3RD ADD PPIN 10934	10-16-2015	\$193.37
Ernest Leonard Upton 211 Eighth St., NW Huntsville, AL 35805	211 Eighth St NW N 100 FT OF LOT 1 BLK 21 WEST HUNTSVILLE ADD PPIN 24155	10-8-2015	\$224.34

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Attachment A, Page 3

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Robbie Roberson c/o Richard Roberson 2513 Gladstone Dr., NE Huntsville, AL 35811	2513 Gladstone Dr NE LOT 20 BLK 11 CHAPMAN HEIGHTS 8TH ADD PPIN 52555	10-8-2015	\$232.34
Kareetha C. Miller 3121 Greenhill Dr., NW Huntsville, AL 35810	3121 GREENHILL DR NW LOT 23 BL 15 DAVIS HILLS 3RD ADD PB 2 PG 162 PPIN 9888	10-21-2015	\$193.37
J E Ethredge c/o Christopher C. Ethredge 301 Two Gait Ln. Simpsonville, SC 29680	3905 Gunnison Ln NW LOT 12, BLK 21, HIGHLANDS S/D 6TH ADD PPIN 8201	10-15-2015	\$193.37
Randall D. Kramm 4002 Gunnison Ln., NW Huntsville, AL 35810	4002 Gunnison Ln NW LOT 15 BL 15 HIGHLANDS 6TH ADD DB 716/1061 6/10/88 PPIN 8172	10-23-2015	\$219.74
William Kuzell 1701 Hampton Rd., NW Huntsville, AL 35816	1701 HAMPTON RD NW LOT 6 BL 1 COUNTRY CLUB GARDENS PB 1 PG 334 PPIN 15387	10-9-2015	\$193.37
G. E. Burruss 713 Indian Ridge Dr., SE Huntsville, AL 35803	713 INDIAN RIDGE DR SE LOT 22 INDIAN RIDGE SUBDIVISION A RESUB OF TRACT 11 OF GREEN MOUNTAIN AUCTION PROPERTY PB # 20060405000217310 PPIN 517508	10-23-2015	\$193.37

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Attachment A, Page 4

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Vickie J. Ivey 11533 Jade Ln., SE Huntsville, AL 35803	11533 Jade Ln SE LOT 35, ACCORDING TO THE MAP OF SURVEY OF ELM TREE TRACE TOWNHOMES, HUNTSVILLE, ALABAMA AS SAME AS RECORDED IN PLAT BOOK 11, AT PAGE 17, IN THE OFFICE OF THE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA PPIN 90881	10-13-2015	\$193.37
Nevelle Bell, Sr. 6012 Kimbrell Ln., NW Huntsville, AL 35810	6012 Kimbrell Ln NW LOT 7 BL 6 GREENBRIAR EST 2ND ADD PPIN 7330	10-2-2015	\$219.74
Cedaric Collins 138 Populus Dr. Harvest, AL 35749	3615 Knollwood Dr NW LOT 16 BLK A DAVIS HILLS EST 2ND ADD PPIN 6969	9-30-2015	\$224.34
Kristopher L. & Whitney S. Ervin 4903 Kyle Ln., NW Huntsville, AL 35810	4903 KYLE LN NW LOT 4 BL 6 PINEHAVEN 2ND ADD PB 3 PG 210 PPIN 8925	10-2-2015	\$193.37
Trevor I. & Sherri N. McLean 4702 Lumary Dr., NW Huntsville, AL 35810	4702 Lumary Dr NW LOT 27 BLK 4 BLUE HAVEN S/D 4TH ADD PPIN 2914	10-23-2015	\$219.74

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Attachment A, Page 5

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Modesto Perez 231 Blackwater Dr. Harvest, AL 35749	3810 Memorial Pky NW LOT 48 BL 1 LAKEWOOD HOMES ADD PB 1 PG 252 PPIN 5326	10-23-2015	\$193.37
Larry Gillispie, (Deceased) 3416 Kennemore Dr. Huntsville, AL 35810	2429 Mount Vernon Rd NW LOT 38 BL 2 MT VERNON HGTS 3RD ADD PB 4 PG 12 PPIN 10649	10-15-2015	\$193.37
Christopher L. Hicks 2301 North Rose Dr., SW Huntsville, AL 35805	2301 North Rose Dr SW LOT 16 BL 7 WESTLAWN S/D DURV WARR/JT TENANTS DB 1011/731 1/4/2002 PPIN 24237	10-13-2015	\$219.74
Louise B. Worley, (Deceased) c/o David Worley 4101 Northington Dr., NW Huntsville, AL 35816	4101 Northington Dr NW LOT 34 BL 1 MC THORNOR ACRES PPIN 18690	9-29-2015	\$193.37
SECRETARY OF HOUSING & URBAN DEVELOPMENT Beacon Ridge Tower, Ste 300 600 Beacon Parkway West Birmingham, AL 35209-3144	3806 Oakwood Ave NW A RECTANGULAR TR OF LD 100 FT IN WIDTH BORDER N SIDE OF OAKWOOD AVE & 150 FT DEEP BEING DES AS W 100 FT & S 150 FT OF LOT 1 BL 1 HIGHLANDS 2ND ADD DB 973/326 06/23/2000 PPIN 16499	10-8-2015	\$224.34

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LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Joleen P. Lawson 534 Magnolia Cir. (B) Huntsville, AL 35808-1809	3916 Pickett Dr SW LOT 4 BL 15 TRIANA VILLAGE 2ND ADD PPIN 32702	10-22-2015	\$232.34
Day Development, LLC c/o Harry Day aka Harry Day, Jr. 1792 Peninsula Dr. Scottsboro, AL 35769	3423 Rosedale Dr NW LOT 25 BLK 2 PINEHAVEN S/D 4TH ADD PPIN 8962	10-15-2015	\$219.74
Pantheon Tax Receivables, LP P. O. Box 54321 New Orleans, LA 70154	2621 Scenic View Dr NW LOT 3 BL 10 SCENIC VIEW HILLS 3RD ADD PPIN 11991	10-23-2015	\$193.37
Chinor Collick 4 Lava Court (Unit 1 B) Parkville, MD 21234	2111 Summer St SW LOT 11, BLOCK 171, LOWE CORP. ADD PPIN 23219	10-15-2015	\$193.37
Temekie L. Embery 3821 Timwood Dr., NW Huntsville, AL 35810	3821 TIMWOOD DR NW LOT 1 BL 6 LINCOYA 2ND ADD PB 5 PG 95 PPIN 3849	10-16-2015	\$219.74
TMS Properties LLC c/o Patrick Nelson 2121 Whitesburg Dr., Ste. D Huntsville, AL 35801	3616 Triana Blv SW LOT 10 BLK 20 HVILLE PARK S/D PPIN 21066	10-7-2015	\$219.74

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LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
EBR HUNTSVILLE, LLC 200 S. BROAD ST. (STE. 415) Philadelphia, PA 19102	Vacant property north of 1401 Memorial Pky N and east of 1711 Canterbury Cir NW SEC 26 T3S R1W PT OF THE SW1/4 OF SEC 26 DESC AS BEG AT THE SE COR OF PROP DESC SD POB BEING 543.18 FT W 778.80 FT FR THE CEN OF SEC 26 TH FR THE POB S 88 DEG W 385.27 FT TO THE SE COR OF CANTERBURY S/D 2ND ADD TH ALG THE E BDRY OF SD S/D N 85.95 FT TH N 88 DEG E 385.39 FT TH S 85.95 FT TO THE POB PPIN 34411	10-21-2015	\$205.97
Jose De Paula 3323 Delia Ln. Huntsville, AL 35810	2215 WIMBERLEY RD NW LOT 12 BL 1 WESTCHESSER 1ST SECTOR PB 5 PG 79 PPIN 17125	10-6-2015	\$205.97
Jose De Paula 3323 Delia Ln. Huntsville, AL 35810	2217 WIMBERLEY RD NW ALL TH PT OF LOT 11 BL 1 WESTCHESSER #1 DES AS BEG AT SE COR OF LOT 11 BL 1 TH S 58 DEG W 152.92 FT TO W BDRY OF SD LOT 11 TH N 42 DEG W 92.07 FT TH N 81 DEG E 191.84 FT TH S/WDLY 13.88 FT TO BEG CONT 8250 SQ FT PB 5 PG 79 PPIN 41461	10-6-2015	\$205.97

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Attachment A, Page 8

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Taylor & Howell Investing, LLC P.O. Box 809 E. Main St. (Apt. 1226) Lexington, SC 29072	2219 WIMBERLEY RD NW W1/2 OF LOT 11 & LOT 10 BL 1 WESTCHESTER S/D 1ST SEC PPIN 17127	10-6-2015	\$205.97
Christiana Trust c/o Rushmore Loan Management Services 15480 Laguna Canyon Rd. (Ste. 100) Irvine, CA 92618	2220 WIMBERLEY RD NW LOT 8 BLK 1 WESTCHESSER S/D 5TH SECTOR PPIN 17067	10-6-2015	\$193.37